

1-25-1978

Board of Trustees January 25, 1978

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UNIVERSITY OF MAINE
BOARD OF TRUSTEESDATE: 3/22/78 016January 25, 1978
Bangor, Maine

CLERK: _____

BOARD OF TRUSTEES MEETING

PRESENT: Chairman James H. Page, Stanley J. Evans, Francis Brown, Bernard Carpenter, Patricia DiMatteo, John Donovan, Susan Kominsky, Thomas Monaghan, Ellen Platz, Elizabeth Russell, Artemus Weatherbee. Trustees Absent: Robert Masterton, Sawin Millett and Nils Wessell. Staff: Chancellor McCarthy, William Sullivan, Robert Binswanger, Mary Ann Haas, Kenneth Allen, Donald Beattie, Arthur Buswell, Howard Neville, Einar Olsen, Stanley Salwak, Richard Spath, Sumner Bernstein and Barnett Shur.

Chairman Page convened the meeting and on motion made and seconded, the Minutes of the Board of Trustees meeting of November 30, 1977 and December 20, 1977 were APPROVED as circulated.

On motion made and seconded, the meeting adjourned to Executive Session to discuss Personnel matters. After the Executive Session, the Chairman reconvened the meeting.

Chancellor's Report. Chancellor McCarthy reviewed the activities of 1977, focusing on accomplishments in University-wide academic planning, improvements in the management structure and in personnel benefits. The full text of his remarks is appended to the file of these Minutes.

Subcommittee on Designation - UMP-G. At the Special Board Meeting of December 20th in Portland, the Trustees adopted a resolution calling for a name change for the University of Maine at Portland-Gorham to become effective July 1, 1978.

Chairman Page appointed Trustees Kominsky and Masterton to the Trustee Subcommittee on Designation with Trustee Brown as Chairman. The Subcommittee will develop and submit to the Chairman of the Board appropriate documentation for one or more new names by March 8, 1978. The Trustees will act upon the recommendations of the subcommittee at the March Board meeting.

Chairman Page announced that he has been appointed by the Governor to the Maine Development Foundation.

Honorary Degrees. On motion of Dr. Evans which was seconded, it was

VOTED: That the Board of Trustees approve the nominations for Honorary Degrees as revised.

Indemnification. On motion made and seconded, it was

VOTED: That the Board of Trustees adopt the Article on Indemnification for incorporation into the By-laws as Article V. The present Article V "Amendments" shall be renumbered, Article VI.

REPORT OF COMMITTEES:

Personnel & Employee Relations. Mr. Brown reported for the Committee.

1. Revision to Early Retirement Policy. Mr. Brown reported that due to recent changes in State law which affects mandatory retirement, the Committee recommends revision of certain rules governing early retirement eligibility which apply to University employees. On motion of Mr. Brown which was seconded, it was

RESOLVED: That the eligibility age for early retirement be reduced from 60 to 58 and that the lump sum payment be increased from a maximum of three years to a maximum of four years.

2. Campus Police. Mr. Brown informed the Board that the report on campus police had only recently been made available and there would be discussion of it at a later date.

3. Appointment of Police Officers - UMO, UMF. On motion made and seconded, it was

VOTED: That the Board of Trustees of the University of Maine authorize the appointment of Police Officers as listed in accordance with the provisions of 1971, P.L., Chapter 544, Section 142, with the understanding that the authority conferred by the Board for the performance of duties under the cited statutes is co-terminus with the individual's period of employment as Police Officer at the University of Maine:

Stephanie Golden, Police Officer, UMO
Mark E. Rustin, Police Officer, UMO

Margery Neal, Police Officer UMF*

*(Ms. Neal is currently employed as Police Officer, UMF, on part-time on-call basis.)

4. Appointment of Acting President, UMP-G. On motion made and seconded, it was

VOTED: That the Board of Trustees authorize the appointment of Kenneth W. Allen as Acting President of the University of Maine at Portland-Gorham effective from the period of January 16, 1978 until the date of the installation of the new President.

5. Appointment of Vice President for Student Affairs - Orono. On motion made and seconded, it was

VOTED: That the Board of Trustees authorize the appointment of Thomas D. Aceto to the position of Vice President for Student Affairs at the University of Maine at Orono, at an annual salary of \$33,500, effective July 1, 1978.

6. Collective Bargaining Update. Mr. Brown noted that the Committee is being kept abreast of collective bargaining activities.

7. Mandatory Retirement. Chancellor McCarthy reported that the Committee had discussed the ramifications of recent state legislation eliminating mandatory retirement, which applies to the University effective July 1, 1978. The Chancellor announced that he is establishing a committee to explore the full implications of this change in statute. Meanwhile, there are 13 employees who are subject to mandatory retirement on June 30, one day before the new law takes effect. The Chancellor reported that the Administrative Council has agreed to extend to each of these employees the option of continuing their University employment.

Student Affairs Committee. Mrs. Susan Kominsky reported for the committee.

1. Guidelines - Alcohol Consumption. Mrs. Kominsky reported that the Committee was concerned about the effect the new higher drinking age would have on the campuses and the type of guidelines the campuses were drawing up. At the Committee's request, Legal Counsel reviewed the present Board guidelines on alcohol consumption, especially the use of alcohol on campus and suggested certain revisions. The Committee discussed the revisions recommended and an addition. Mrs. Kominsky presented the Committee's recommendation that the Board approve the policy as amended by the staff and by the Committee.

On motion of Mrs. Kominsky which was seconded, it was

VOTED: That the Board of Trustees approve the "Policy and Guidelines for Possession and Use of Alcoholic Beverages, as revised January, 1978. A copy of the revision is appended to the file of these Minutes.

Student Appointments to Campus Committees. Mrs. Kominsky noted that the problem of student appointments to campus committees has been before the Committee for approximately a year. She reported that a resolution passed by the Administrative Council was considered unacceptable by UMOSG and the students requested substitute language. Basically, UMOSG felt that student organizations on campus should have final authority for determining which students should be appointed to campus committees. After consultation, UMOSG and the Administrative Council accepted unanimously the following policy statement with the added mechanism, developed in Committee, which provides for final appeal to the Board if there is dissatisfaction. On motion made by Mrs. Kominsky which was seconded, it was

VOTED: That the Board of Trustees adopt the following
Policy Statement:

Administrative officers are empowered to establish campus committees to assist them in discharging responsibilities delegated to them by the citizens of Maine, Board of Trustees, and the Chancellor's Office.

Student appointments to such committees must be made in such a way as to ensure that both student government and the administration have confidence in the individuals appointed. The choice as to what method will be used to ensure student input will be a campus decision, and subject to the requirement that a procedure be established which will generate mutual confidence in student members on committees of the administration. In the event a campus procedure does not generate such mutual confidence and after exhaustion of all campus administrative remedies, such procedure may be reviewed by the Chancellor's Office and ultimately by the Board of Trustees for appropriate action.

Mrs. Kominsky added that the campus Presidents report on campus acceptance of the amendment policy at the March Student Affairs Committee meeting.

Physical Plant Committee. Mr. Thomas Monaghan reported for the Committee.

1. Easement - Veazie Sewer District. On motion of Mr. Monaghan which was seconded, it was

VOTED: That the Board of Trustees authorize the granting of a fifty (50) foot wide right-of-way to the Veazie Sewer District across University owned property in Veazie subject to staff approval of the granting agreement.

2. Purchase of Property - UMO. On motion of Mr. Monaghan which was seconded, it was

VOTED: That the Board of Trustees authorize the acquisition of the building known as the "Coffee House" including 1/4 acre of land located on Grove Street in Orono adjacent to the UMO Campus subject to staff approval of the actual transfer documents. Funding for this acquisition to come from the UMO Residence and Dining Reserve account.

3. Alterations - Cutler Health Center, UMO. On motion of Mr. Monaghan which was seconded, it was

VOTED: That the Board of Trustees authorize the project to make alterations to the Cutler Health Center which will provide temporary housing for dormitory residents and that \$37,500 be transferred from the UMO Residence and Dining Reserve to cover the cost of this project.

4. Land at Aroostook Farm in Presque Isle. On motion of Mr. Monaghan which was seconded, it was

VOTED: That the Board of Trustees adopt the following resolution:

Whereas the Agricultural Research Service of the United States Department of Agriculture proposes to build an addition to an existing facility used by that agency on land owned by the University of Maine; and

Whereas the University of Maine is a body politic and corporate organized under the laws of the State of Maine and is governed by a Board of Trustees in accord with its Chapter; and

Whereas the Board of Trustees of the University of Maine is empowered to sell or otherwise dispose of land owned by the University of Maine;

Be it resolved that the Board of Trustees of the University of Maine authorize the deeding of approximately one half (1/2) acre of land without reservations, on the Aroostook Farm in Presque Isle, Maine to the United States of America as a site for potato storage facilities, greenhouses, and associated buildings. Said lot being approximately fifty (50) feet north of the existing USDA lot.

5. Maintenance. Mr. Monaghan reported that the Committee had received the monthly maintenance report and that all projects were moving forward as scheduled.

Joint Session - Physical Plant, Finance & Student Affairs Committees. Mr. Monaghan reported for the Committees.

Student Housing. Mr. Monaghan reported that the joint session, at which most of the Trustees were present, had received and discussed a proposal from President Neville for additional student housing to minimize overcrowding in the dormitories at Orono. He indicated that the proposal called for construction of apartment-type housing in the area formerly occupied by South Apartments, at a cost of approximately \$2M. During discussion, Mr. Carpenter requested that the record show that the intent is that this additional housing is to alleviate present overcrowded conditions and not to allow opportunity for increased numbers of students. On motion of Mr. Monaghan which was seconded, it was

VOTED: to approve the construction for an apartment-style facility for approximately 200 students at the University of Maine at Orono, to be financed by a self-liquidating loan not to exceed \$2,000,000.00.

Finance Committee. Mr. Weatherbee reported for the Committee. He gave a brief run-down of the information items received by the Committee:

1. Salary Study - The Committee received a progress report. Proposals are due February 17 from possible contractors.

2. Schedule for Auditor Search - The University is opening up the process of reviewing its annual contract for external auditors. This does not necessarily mean that the present firm will be replaced.

3. Budget Status Report - expect to end the year with a slight favorable variance.

4. NEBHE - The Committee took note of the proposed resolution on tuition which is on the Educational Policy agenda for action.

5. Gifts, Grants and Awards. On motion made and seconded, it was

VOTED: That the Board of Trustees accept with gratitude all gifts, grants and awards filed under the date of January 25, 1978.

6. Signatory Authority. Mr. Weatherbee reported that with the combination of the positions of Treasurer and Vice Chancellor for Administration, it would be helpful to provide for some limited delegation of signatory authority to facilitate processing of contracts. He presented the Committee's recommendation and noted that the staff would report to the Finance Committee periodically on the implementation of these procedures. On motion of Mr. Weatherbee, which was seconded, it was

VOTED: That the Treasurer of the University be and he hereby is:

1) Authorized to grant from time to time to officers and employees of the University, designated

by him, the authority (a) to sign checks drawn on bank accounts of the University, drafts, acceptances or other instruments on such accounts, for such specific purposes, within such specific limits, and upon such terms and conditions as the Treasurer shall establish from time to time; and (b) to sign contracts, grant applications, research proposals, purchase orders and similar instruments on behalf of the University in the regular course of the operation of the University for such specific limits, and upon such terms and conditions as the Treasurer shall establish from time to time; and

2) Authorized to revoke and modify any authority so granted.

All such grants of authorities shall be approved in advance by the Chancellor and shall be filed with the Clerk of the Board.

Educational Policy Committee. Dr. John Donovan reported for the Committee.

1. Board Recommendations Regarding Portland-Gorham. Dr. Donovan reported that Acting President Allen, Dr. Spath, Academic Planner, and Professor Julavits, Chairman of the Long Range Planning Committee, had briefed the Committee on the progress of implementation of Board resolutions for the reorganization at UMP-G. Dr. Donovan indicated that the Statement of Objectives requested by the Trustees at the December meeting, had been submitted and discussed and the Committee has authorized the administration to proceed.

2. NEBHE Tuition. Dr. Donovan presented the Committee's recommendation for Board approval of a 25% surcharge above instate tuition for NEBHE Students. During discussion, Chancellor McCarthy explained that the proposal was developed by NEBHE to provide a way for participating states to moderate the disparity between full cost and instate tuition and to provide an additional incentive for continuing access for students to a diversity of programs. In response to questions, the Chancellor discussed the process for selecting courses for inclusion in the Program, and he indicated that the surcharge would further provide an incentive for continuing the participation for the Law School in the Program. Mr. Carpenter was concerned for the unfavorable balance of trade whereby substantially more out-of-state students enroll in courses offered here compared to the number of Maine students who enroll in courses offered by other participating states. Mr. Weatherbee felt that the out-of-state students had the advantage in tuition costs although he and Mr. Monaghan expressed support for the greater access for Maine students to special programs provided by NEBHE. Mrs. Kominsky was opposed to further increases for out-of-state

students. After extensive discussion, and on motion of Mr. Donovan which was seconded, it was

VOTED: That the Board of Trustees of the University of Maine adopt the tuition plan which sets Regional Student Program tuition at 25% above in-state tuition, effective academic year 1978-79.

3. Appointment of Director, Marine Studies, UMO. On motion made and seconded, it was

VOTED: That the Board of Trustees approve the appointment of Malvern Gilmartin as Director, Center for Marine Studies, University of Maine at Orono, at a salary of \$28,000 per academic year, effective May 1, 1978.

4. Teacher Education. Dr. Donovan reported that the Committee had received a status report on the College of Education and that the various Councils, Management, University & Administrative, had met and were in support of the shared authority model. He indicated that there would be a more detailed report in March with recommendations for action at that time.

5. Appointment of Subcommittee - MPBN. Dr. Donovan presented The Educational Policy Committee's recommendation for an appointment of a Subcommittee on Broadcasting to oversee the activities and organization of MPBN. On motion of Dr. Donovan which was seconded, it was

VOTED: That the Chairman of the Board appoint a Subcommittee on Broadcasting to oversee the activities and organization of MPBN.

Before the meeting adjourned, a Subcommittee on Broadcasting to oversee the activities and organization of MPBN was appointed. On motion made by Dr. Donovan which was seconded, Chairman Page appointed the following Trustees to that Subcommittee:

Stanley Evans, Chairman
John Donovan
Susan Kominsky
Ellen Platz

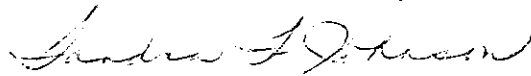
6. Academic Degrees. On motion of Stanley Evans, seconded by Ellen Platz, it was

VOTED: That the Board of Trustees authorize the awarding of degrees in course for the Winter commencement, 1977 and the Spring, Summer and Winter commencements for 1978 to those students fully recommended by the appropriate faculties and the Presidents of the respective institutions and/or divisions of the university of Maine.

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NEXT MEETING. The date of the next Board of Trustee's meeting will be March 21, 22, 1978 at Orono.

Adjournment.



Sandra F. Johnson

for

JoAnne Magill

Clerk, Board of Trustees